

HAMILTON COUNTY BOARD OF COMMISSIONERS
JULY 28, 2008

The Hamilton County Board of Commissioners met on Monday, July 28, 2008 in the Commissioners Courtroom in the Hamilton County Government and Judicial Center, One Hamilton County Square, Noblesville, Indiana. The Commissioners met in Executive Session in Conference Room 1A at 12:20 p.m. President Altman called the public session to order at 1:25 p.m. and declared a quorum present of Commissioner Christine Altman and Commissioner Steven C. Dillinger. Commissioner Steven A. Holt was absent. The Pledge of Allegiance was recited.

Approval of Minutes

Altman asked that the July 14, 2008 minutes reflect the following: Hamilton Youth Services Bureau, the funding at \$25,000 was conditional that it be applied to the supervised visitation to bring down the fee scale; Courthouse Square Public Events, the Commissioners agreed to come up with some kind of funding for the organizers to reimburse the county's out of pocket expenses if the courthouse is opened up for public events. Dillinger motioned to approve the minutes of July 14, 2008 with clarifications. Altman seconded. Motion carried unanimously.

Executive Session Memoranda

Dillinger motioned to approve the Executive Session Memoranda of July 28, 2008. Altman seconded. Motion carried unanimously.

Stafford Lane – Request for Relocation of Curb Cut

Mr. Matt Skelton, Baker & Daniels, representing Drees Homes, requested a relocation of a road cut onto 146th Street for Stafford Lane subdivision. The location of the subdivision will be on the south side of 146th Street just west of Gray Road. Stafford Lane received primary plat approval in May 2006. Since the approval of the primary plat Drees Homes has acquired the exception parcel and it has been merged with the plat, adding another acre. The site has been reconfigured. There are two access points, one runs along the south property line which they were required to maintain in order to access a residential piece of property, which was the exception parcel; since they acquired that parcel the access road will go away. The median will be closed across the entire project and Drees will make that modification as part of the site development. Access to the subdivision would be right-in, right-out. They have worked with the highway department and have been through the Carmel Technical Advisory process and have done everything they have been requested to do. Altman stated she has a concern with the commercial access to 146th Street at that location. Mr. Brad Davis stated Dave Lucas has been working with them to configure a right-in, right-out only. Mr. Dave Lucas, Hamilton County Highway Department, stated he and Jim (Neal) met with representatives of Drees and Schneider to review what they have proposed. Neal asked them for a deceleration lane and deceleration taper to bring the project to this point and they have done what the highway department has asked them to do with the exception of an issue with the path that needs to be worked out, but there is no reason it can't be worked out. Lucas stated there is a deceleration taper and deceleration lane and in order to maintain a continuous path along 146th Street they (Drees) will have to acquire a small portion of right of way from Salisbury Brothers (parcel to the east) to add a 50' taper on the east side. Mr. Brad Davis stated a right-in, right-out is the least detrimental division that we could have for access onto 146th Street, there are other access provisions that can be taken to allow them access to 146th Street without having the road cut. Lucas stated there is an additional access through Queensborough Drive into the subdivision to the west and a proposed future access to the east to Gray Road. Altman asked if there will be a solid median? Lucas stated there would be a solid median across 146th Street. Altman stated if we approve this we need the right to close that access because there is other access. We have to do something along 146th Street, especially in this stretch, to make sure we don't compound traffic and this is not a good thing for 146th Street in this particular area and when there is access through an adjoining parcel. Hopefully the right-in, right-out works but we need to reserve the right to restrict it further and eliminate it in the event we have to for public safety reasons without compensation. Skelton stated he has a letter from Salisbury Brothers stating they are willing to convey real estate to Drees Homes to accommodate the trail connection and acceleration taper. Skelton stated if that is permitted under your regulations, he does not know if it is or not. He has tried to find where they are required to come to the Commissioners. Altman stated you have to have a commercial access permit if you want to go to 146th Street, currently you have a residential access permit, which would be for one residence. Skelton stated in this case it is two residences. Altman stated not more than two meetings ago as a Board, given the traffic patterns in that particular area, resolved to not allow any additional commercial access to 146th Street unless it improved the traffic patterns. Skelton stated compared to what was originally proposed, this plan will cut off an entire full access and limit what was two accesses to one. It will improve the situation. Skelton requested time to confer with his client. [1:39] Skelton stated his client's concern is access to the property during development in order to have a marketing window, Skelton asked if there is a timeframe when the median would be closed? Altman stated no, it will depend on what kind of additional load it puts on 146th Street, it may or may not be a problem. Skelton stated the problem is if they are in the middle of development there would be no way to get into the property, the lots would not sell. Altman stated you will have the accel/decel lane because what you will bring in and out during construction is what the concern is. Skelton stated they will be improving a deceleration lane which will allow slow moving traffic to get off before it turns into the development, which is not there today. Altman asked will there be an acceleration area for out coming traffic? Skelton stated there is an acceleration taper. Altman asked if this is more of a turn radius issue than an acceleration issue? Davis stated correct. Altman stated the only other choice is to wait until a full board is present. Altman stated the issue is not bad design, it is bad driving, but the Commissioners need to address additional burden on 146th Street. Dillinger asked if this is just during construction? Altman asked if they want assurances during development construction stage. Skelton stated they want to be able to allow people to pull in to the site, after the houses are sold it becomes less of an issue. Skelton stated this is not about the improvements, it is Drees agreeing to future cutting off of the only access they have on 146th Street, reserving the right to cut it off without compensation to Drees. Altman stated if it becomes an undue burden or continued traffic accidents because of that area we may need to close it and we don't want to be in a compensable situation because right now all you have is a residential access for two houses. Skelton stated they understand the safety concern and if they are six months into marketing these lots and we have a two, three or four year build out; that will kill this project. Altman stated a two, three or four year commitment will be impossible for the county to make. Dillinger asked if we can give them a temporary right-in, right-out for construction? Skelton stated they are not applying for a permit today but they will be when they go through the secondary plat process. They already have filed with the City of Carmel. Skelton stated he is not sure what it is called that they are seeking today. Altman stated it would be preliminary approval for the road cut. Altman stated they have two points of access, they may not be the best points of access from a marketing standpoint but you have a east side and west side point of access that is not dependent on new cuts onto 146th Street. Skelton stated the east side does not go

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anywhere and the west stubs into Copperwood. Davis stated the east is projected to connect once that site is developed. Dillinger stated giving you temporary construction ingress/egress right-in, right-out does not solve the problem today? Skelton stated the concern is if you are marketing improved lots that have access, he does not know if they could sell lots if there isn't a fairly direct access to this subdivision. That has been what we have relied on through the first approval process and the secondary plat they had filed and withdrawn in order to add in this extra one acre. We have been operating under the assumption that the road cut was not the issue. We are trying to make sure they are minimizing all of the negative impacts, to the extent that they can. Dillinger stated if we give you the ingress/egress today and the county shuts you off a year from now, would you rather be shut off today? Skelton stated they would like to know. Dillinger stated we don't know. Altman stated our goal is to preserve that thoroughfare because that is why we invested the money. Economic development is all well and good but if it kills any existing use of improvements we have not done our job. Skelton stated we know the Commissioners don't need our permission to cut off that access if you need to cut it off for legitimate safety reasons, you can do it. Dillinger stated he does not see how they would be any worse than us shutting it off today or potentially shutting it off in the future. It appears that we don't have two votes to make what you want to happen today. Skelton stated his client has stated they can live with that. If you have invested all of this money in to the ground and you are marketing lots; they will pave streets, install storm sewers, etc. Altman stated we know and we want to be up front, but things have changed. Altman stated we have no intent of closing the right-in, right-out at any time unless it is mandated because we have to. It is a question of experienced drivers' verses inexperienced drivers, careful drivers verses non-careful drivers. It falls on our lap regardless of how well we design roads and how well the Sheriff slows people down. Sometimes we have to make the hard decision but we want you to know up front that this is a possibility and if we have to do it we will not pay you for it. Dillinger stated assuming you have adequate decel and accel lanes, that would hopefully not have to happen. Skelton stated those comments are noted and they are fine agreeing to that. Dillinger motioned to allow temporary ingress/egress, right-in, right-out, off of 146th Street. Altman asked if he wants to allow temporary or allow right-in, right-out with reservation of right to close? Howard stated reserving the right means until further notice. Altman seconded. Altman stated she would be happy with right-in, right-out with the county's ability to close without compensation based upon public safety needs. Dillinger amended his motion to include Altman and Howard's comments. Motion carried unanimously.

Highway Business [1:37]

Acceptance of Bonds/Letters of Credit – Highway Department

Mr. Joel Thurman requested acceptance of Bonds and Letters of Credit for the highway department. 1) HCHD #B-07-0019 – Fidelity and Deposit Companies Continuation Certificate for License and/or Permit Bond #LPM8787663 issued on behalf of Delello & Sons Asphalt Paving, Inc., in the sum of \$25,000 for Contractor's License to expire June 13, 2009. 2) HCHD #B-04-0071 – Merchant's Bonding Company Continuation Certificate for License and Permit Bond #IN 12790 issued on behalf of Central Christian Church of Carmel Indiana, Inc. in the sum of \$5,000 for permit to expire July 21, 2009. 3) HCHD #B-92-0052 – Fidelity and Deposit Company Continuation Certificate for License and/or Permit Bond #30359069 issued on behalf of The Snider Group, Inc. in the sum of \$25,000 for blanket road cut to expire September 17, 2009. 4) HCHD #B-08-0025 – Liberty Mutual Performance Bond #354-024-281 issued on behalf of Duncan Robertson, Inc. in the sum of \$957,857.10 for Bridge #236 to expire July 23, 2009. 5) HCHD #B-08-0026 – Bond Safeguard Insurance Company Maintenance Bond #5008197 issued on behalf of The Marina Limited Partnership in the sum of \$67,200 for Cambridge Section 10 Streets and Curbs to expire July 28, 2010. 6) HCHD #B-08-0027 - Liberty Mutual Payment Bond #354-024-281 issued on behalf of Duncan Roberston, Inc. in the sum of \$957,857.10 for Bridge #236 to expire July 23, 2009. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Release of Bonds/Letters of Credit – Highway Department

Thurman requested the release of Bonds and Letters of Credit for the highway department. 1) HCHD #B-03-0144 – Bond Safeguard Maintenance Bond #5007027 issued on behalf of Brenwick Development Co., for Village of West Clay, Section 9006-A asphalt and curbs. 2) HCHD #B-03-0037 – Bond Safeguard Maintenance Bond #5003392 issued on behalf of Brenwick TND Communities for asphalt and curbs in the Village of West Clay, Sections AG01 & AGO2. 3) HCHD #B-02-0084 – Bond Safeguard Maintenance Bond #5002108 issued on behalf of Brenwick TND Communities for asphalt and curbs in The Village of West Clay, Section 6502. 4) HCHD #B-07-0026 – Bond Safeguard Insurance Company Performance Bond #5008187 issued on behalf of The Marina Limited Partnership, in the sum of \$1,000 for Cambridge Subdivision, Section 10 street signs/regulatory signs. 5) HCHD #B-07-0025 – Bond Safeguard Insurance Company Performance Bond #5008186 issued on behalf of The Marina Limited Partnership in the sum of \$336,000 for Cambridge Subdivision Section 10 stone base, H.A.C. surface and concrete curb. 6) HCHD #B-03-0140 – Gulf Insurance Company Performance Bond #B2-1880572 issued on behalf of Roehling Enterprises, in the sum of \$19,316 for Lakeside Park, Section 2 binder and curb. 7) HCHD #B-03-0141 – Gulf Insurance Company Performance Bond #B2-1880571 issued on behalf of Roehling Enterprises in the sum of \$28,674.40 for Lakeside Park Section 2, surface. 8) HCHD #B-03-0142 – Gulf Insurance Company Performance Bond #B2-1880569 issued on behalf of Roehling Enterprises in the sum of \$65,577.80 for Lakeside Park Section 1, binder and curb. 9) HCHD #B-03-0143 – Gulf Insurance Company Performance Bond #B2-1880570 issued on behalf of Roehling Enterprises in the sum of \$36,714 for Lakeside Park Section 1, surface. 10) HCHD #B-04-0104 – Bond Safeguard Insurance Company Permit Bond #5013397 issued on behalf of Precedent Capital, LLC in the sum of \$10,000 for Road Cut Permit for Slater Farms Subdivision. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Request to Close Fall Road

Thurman requested permission to close Fall Road over Sugar Run Creek for replacement of Small Structure #33063. Fall Road will be closed between Strawtown Avenue and 241st Street beginning on or after August 4, 2008 for 60 calendar days with anticipated opening October 3, 2008. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

104th Street and Olio Road Title Sheet

Dillinger motioned to approve signing of the Title Sheet for 104th Street and Olio Road project. Altman seconded. Motion carried unanimously.

Riverwalk

Thurman stated work on wall #2 has begun on the Riverwalk Project. They are waiting for an approved change order from INDOT for re-steel.

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TAC Meetings

Altman requested the highway staff representative at TAC (Technical Advisory Committee) meetings discuss the new county policy on access for 146th Street as people are going through the TAC process.

Bike Routes

Davis stated the bike route signage installed throughout the county 10 years ago has served its purpose. The county now has multiple paths and sidewalks that have been constructed and the signs are now a maintenance issue. Davis asked the Commissioners if they would like to keep the signs up or can they be removed? Altman asked when the last time was those routes were studied? Davis stated in 1995. Dillinger motioned to remove the signs. Altman seconded. Altman asked if we want to adopt the roads as a bike route? Dillinger stated if the roads were designated as a bike route he amends his motion to rescind any previous designation until further study. Altman amended her second. Motion carried unanimously.

146th Street and Herriman Boulevard

Dillinger motioned to preliminary approve the request of Mann Development for a new road cut onto 146th Street from the south directly across from Herriman Boulevard subject to the following and final review and documentation by the Hamilton County Highway Department. Altman seconded. Motion carried unanimously.

1. The Developer shall design, construct, and pay the costs of extending the existing median in 146th Street from State Road 37 westerly, past the first existing road cut west of State Road 37 from the south side of 146th Street.
2. The Developer shall replace the next two cuts west of State Road 37 with a new road cut to align with the existing Herriman Boulevard and shall construct a channelized island to permit only right-in, right-out, and left-in movements from 146th Street into the road cut to the south.
3. The County reserves the right to extend the 146th Street median westerly from State Road 37 past the newly constructed road cut at Herriman Boulevard.
4. No landowner may use traffic officers, either public or private, to stop traffic on 146th Street to allow north-south traffic to enter 146th Street.
5. This motion is subject to the Developer revising its permit in compliance with this motion; review of the revised plans by the Hamilton County Highway Department and submission of the revised permit to the Commissioners for approval.

Dillinger motioned to cancel the highway meeting scheduled for Thursday, July 31, 2008 at 7:30 a.m. Altman seconded. Motion carried unanimously.

Cicero Directional Signage Request

Dillinger motioned to approve a letter to Lt. Governor Skillman endorsing the Town of Cicero's request for directional signage on State Roads. Altman seconded. Motion carried unanimously.

146th Street Federal Aid

Davis stated they met with INDOT (Indiana Department of Transportation) regarding the county's request for federal aid for 146th Street for the segment between Ditch Road and Towne Road. There are many requests for federal aid with \$3.6 million to distribute. The distribution decision should be out by the end of the week.

Parks Department Uniforms [1:59]

Mr. Al Patterson requested approval of lifeguard uniforms for the Hamilton County Parks and Recreation Department. The Parks Department purchases the uniforms. Altman motioned to approve. Dillinger seconded. Motion carried unanimously.

Waiver of Part-Time Employee Hours

Judge Dan Pfleging requested a waiver of the part-time hour policy for his law clerk. During the school year law clerks are not allowed to work over 20 hours per week. Altman asked if he is earning overtime? Pfleging stated no unless they assist with a jury trial. He also serves as receptionist or bailiff during vacations of his employees. Dillinger motioned to allow the exception. Altman seconded.

Dillinger asked Judge Pfleging to discuss with his fellow judges their representation at the Hamilton County 4-H Fair by having a manned booth in the government tent.

ISSD

Dillinger asked BJ Casali to have a booth for ISS (Information System Services) Department at the Hamilton County 4-H Fair. Casali stated she has not been contacted to participate in the last couple of years; she is more than happy to participate. Dillinger stated he spent a lot of time in the government tent this year and it was very well received. We need to make the tent beneficial to the public.

Dillinger motioned to approve the purchase orders for Centrex in the amount of \$682.50 per month and replacement of 12 PCs for the Sheriff's Office in the amount of \$7,634.40. Altman seconded. Motion carried unanimously.

Coroner Request for Blackberry

Dillinger motioned to approve the purchase of a Blackberry Cell Phone w/data system upgrade. Altman seconded. Motion carried unanimously.

Community Development Block Grant [2:07]

Mr. Mark McConaghy requested approval of a budget amendment for the Community Development Block Grant (CDBG) in the amount of \$10,185 from the FY07 Housing Rehabilitation Project to the FY07 Cicero-Pearl Street sidewalk Project. Dillinger motioned to approve all of the requests. Altman seconded. Motion carried unanimously. Other items approved: contract for the Cicero-Pearl Street sidewalks in the amount of \$41,731.30; Contract with the Community Caring Foundation in the amount of \$5,000 and the contract to update the 2002 Housing Needs Analysis in the amount of \$16,450.

FACT Grant Application

Mr. Andre Miksha requested approval of a grant application with the Indiana Criminal Justice Institute for the Hamilton County FACT (Fatal Alcohol Crash Team). Altman asked Sheriff Carter if the Sheriff's Department is involved in the FACT Team? Sheriff Carter stated no. Altman stated this grant is running through other organizations? Miksha stated yes, Fishers, Carmel, Noblesville and Westfield police officers man the teams and the FACT Prosecutor in the county office works with the FACT Team and Sheriff's Carter's crash team. Altman asked why is this grant application not going through the participating entities instead of the county? Altman stated the county is not part of

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this taskforces, we have our own crash team with our own funding, why would we want to take on the obligation given the fact that we just re-paid grant monies? Miksha stated officially the grant is pursued by Prosecutor Leerkamp as the lead because ultimately it is the Prosecutor overseeing each of the participating agencies. Altman asked if Miksha has explored going with another lead entity? Miksha stated no. Altman asked when is the application due? Miksha stated August 1, 2008. Dillinger stated it is frustrating for the Commissioners that we are expected to approve the Grant but the last Grant (STOP Grant) was questioned and the Commissioners had nothing to do with it. We are not sure we want to be responsible for things we can't have direct control or responsibility for. Altman stated the Commissioners were not signatories on the prior grant and it puts liability on the county, if this grant is not administered properly it is not even for county personnel. Miksha clarified beyond the Prosecutor? Altman stated correct. Altman stated this is not a win-win situation for the county. We have our own team and she does not see the need for the money in the first place. Altman motioned to approve county participation only upon showing that the Prosecutor has exhausted possibilities with other host entities in a timely fashion in good faith and if needed the President be authorized to sign the grant on behalf of the county. This truly needs to be in someone else's jurisdiction that is running it and probably the entity of the officers in charge. Dillinger seconded. Motion carried unanimously.

4-H Fairgrounds Operational Assessment [2:15]

Mr. Frank LoPresti, Clutch Entertainment Group, LLC, presented the Operational Assessment of the Hamilton County Fairgrounds & Exhibition Center (HCFEC).

- Assessment Area One: Rental Agreement
 - The current rental agreement is in need of updating.
- Assessment Area Two: Rental Pricing
 - The current rental pricing is competitive with similar 4-H Fairgrounds. A three percent to five percent (3%-5%) increase is needed for the 2009 rental season. Rental increases should include and offset costs of security and event managers. Rates should be raised consistently from year to year at a three percent to five percent rate.
- Assessment Area Three: Sales/Event Staffing
 - Hire a part time sales assistant to assist with booking and rental sales. They would report to Lisa Hanni.
 - Purchase or upgrade a scheduling program.
 - Hire additional part time staff (event managers) to specifically work rental events as representatives of the facility. They would report directly to Lisa Hanni. Maintenance staff should not be event managers.
 - Hire peer security to work most events. Hire off duty police to work certain public and private events based on the specific event. Off duty police costs should be charged to the renter.
 - Create a staffing grid based upon the event type and expected attendance.
- Assessment Area Four: Marketing & Promotion
 - Provide annual funding to market and promote the facility.
 - Annually budget for Marketing & Promotion of the facility.
 - Create and implement an annual marketing and promotional plan
 - Revise and refresh the branding and image of the facility.
 - Create new sales brochures
 - Create new website (domain) separate from the Purdue Extension website
 - Separate buildings and ground from the Purdue Extension website.
 - Revise and refresh the Website to reflect the branding and image.
 - Electronic sign changing capability (cannot change sign due to current local ordinance).
 - Review the signage of the facility and refresh with branding and image.
 - Create a marketing and promotional plan that can be implemented with sponsorship sales to increase facility revenues.
- Assessment Area Five: Master Plan & Upgrades
 - Update the Master Plan with long term vision and attainable goals.
 - Create an annual budget for Master Plan.
 - Provide annual funding to ultimately realize the goals of the Master Plan.
 - Completion of the Llama barn.
 - Replace the Show Arena.
 - Relocate the Horse Arena. Susan Peterson stated it is in the long term plan. When the Llama Barn was built the thought was that the Horse Arena would have to be moved.
 - Upgrade the facility branding and image.
 - Upgrade the facility marketing and promotion.
 - Upgrade the existing website.
 - Upgrade the current facility scheduling program for rentals.
 - Upgrade (if possible) facility signage strategically on certain surrounding county highways and streets.
 - Upgrade the current partnerships and resources of the facility.
- Assessment Area Six: Building Maintenance
 - Building maintenance is conducted by the County.
 - Facility is well maintained but may look into the possibility of remodeling some of the rental areas during the budgeting process.
 - Maintenance staff should be present at most events; if no maintenance staff is present the event manager should have an on-call maintenance staff member that can be easily and readily available to respond.
 - Maintenance staff should not play the role of events manager and represent the facility. In no uncertain circumstances should a renter be handed a key and be let to roam the facility unsupervised. At all times during a rental a facility representative should be present.

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- Assessment Area Nine: Additional Facility Revenue
 - Sponsorship Sales
 - Concessions
 - Parking (public events that charge admission). Use a parking company, they will take their costs and the revenues are split.
 - Facility Ticket Charge (public events that charge an admission). A one or two dollar fee on each ticket that is paid by the renter with the revenue going towards the operating fund of the building.
 - Vending Machine Program
 - Game Room Program for Kids
 - Create additional programming: Carnivals, Circus, Kids Festival, etc.

Howard asked if the demand is there? LoPresti thinks the demand is there, it is there for parking and for sponsorship. LoPresti estimated there could be \$50,000 to \$100,000 in sponsorships. They would use people they are currently doing business with ex: Becks, Reynolds, etc. A marketing promotion plan will need to be put together to show the sponsors what they will be getting.

Altman asked how do we proceed? Ms. Susan Peterson stated they would like to continue with LoPresti. They have discussed a first step action plan. Peterson would like the 2009 rental rates and proposed rental contract approved. Peterson would also like to request funding to look at the long range Master Plan, funding for a marketing plan and incorporate a security plan. Altman stated it would be helpful if LoPresti also worked on the strategic plan, some kind of triage plan. Altman would like to have a proposal to have Frank (LoPresti) continue and to implement some of these items as soon as possible.

Ms. Lisa Hanni has calculated the cost of one additional employee to be on site during an evening event at \$110.00 per day. They have not lost any keys, re-keying would not be necessary. The keys can not be duplicated.

Dillinger asked if the cost of the event manager and maintenance staff could be included in the rental costs? LoPresti stated it is not included in the 3% to 5%. Altman would like to see more rental scales based on number of attendees. LoPresti stated the security and police costs can be paid by the renter. A proposal on triaging what moves forward, when it moves forward and what kind of costs are involved will be brought to the next Commissioner meeting.

Commissioner Committee Reports

UASI

Altman stated we have received the UASI Grant award, which was consistent with last year of \$1.3 million less 20% that the State will take. Altman motioned to approve the following guideline to move forward with the grant monies - fulfill the siren investment, fiber enhancement, credentialing and mass notification. From Hamilton County she would like to focus any additional split money on our radio system if it comes in to fruition. Dillinger seconded. Motion carried unanimously.

Attorney

Certification of Referendum on Township Assessors

Dillinger motioned to approve the Certification of the Question on the 2008 General Election ballot in Noblesville Township, Fall Creek Township and Clay Township. The question is "Should the assessing duties of the elected township assessor in the township be transferred to the county assessor?" Altman seconded. Motion carried unanimously.

Electronic Monitoring Device Lease

Howard requested approval on the Lease for Electronic Monitoring Devices with Key Government Finance, Inc. for Hamilton County Community Corrections. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Household Hazardous Waste Amended 2008 Operations Interlocal Agreement

Dillinger motioned to approve the Amended 2008 Household Hazardous Waste Center Operations Interlocal Agreement. Altman seconded. Motion carried unanimously.

Surplus Computer Equipment

Howard stated under State law the county's outdated computers can be made available to 501C 3 organizations that perform charitable and/or educational work within Hamilton County. Altman motioned to make the replaced computer equipment, cleansed of county information, available to 501C 3 organizations with preference by currently funded entities and then upon any other entity who requests. Dillinger seconded. Motion carried unanimously. Altman asked Fred Swift to send out an Email to let organizations know the computers are available. Dillinger motioned to declare the submitted list as surplus equipment. Altman seconded. Motion carried unanimously.

Administrative Assistant [3:13]

Insurance Appraisal

Altman motioned to approve the agreement with Buckland & Associates, in the amount of \$750.00, for an insurance appraisal of county properties. Dillinger seconded. Motion carried unanimously.

Probation Department Retreat

Mr. Jason McManus stated the Hamilton County Probation Department holds staff retreats every five years and they are fully funded by Probation User Fees. They are planning their next retreat and under the new IRS and county guidelines any request for reimbursement of meals has to be approved by the Commissioners. The retreat is two days in length at a state park. Typically meal packages are included in the group reservation. The first evening one meal will be included and then three (3) meals the following day. There are approximately 72 people invited to attend, but it is not mandatory. Howard asked when they go to a state park is there other food readily available? McManus stated it depends on the location, we could have people drive off site for meals but the hotel package includes a reduced rate on the rooms if you purchase the hotel meals. Altman motioned to approve. Dillinger seconded. Motion carried unanimously. Ms. Kim Rauch stated the Auditor's office has developed a form the Commissioners will sign before the claim can be submitted. Mr. McManus should contact the Accounts Payable Department for this form.

Association of Indiana Counties Annual Conference

Dillinger and Altman asked Swift to register them for the Association of Indiana Counties Annual Conference.

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McMillan Property

Dillinger motioned to give the County Attorney authority to move forward with the McMillan litigation in order to preserve appeal rights. Altman seconded. Motion carried unanimously.

Altman called a break in the meeting. [3:20]

Altman called the meeting back to order. [3:32]

Parking Lot Assignments

Swift stated after assigning parking spaces in the north bank lot to department heads and first deputies there will be 45 spaces available. Swift recommended the Commissioners give each Elected Official or Department Head a certain number of spaces for distribution. Another system would be a lottery. Altman stated she likes the lottery, if we have to expand it we can contract on the additional spaces in the lottery. We should take care of the elected officials, department heads and chief deputies and then everyone else is the same. Swift stated this presumes letting part-time employees in the historic courthouse park in that lot. Altman asked Swift to come up with a plan to be discussed at the next meeting. Altman stated she prefers the lottery with everybody included. Then we can control it each year, they know they can get bumped out if we have more needs during the year. Dillinger agreed. Rauch asked if the employees already assigned to that lot will be in the lottery or do they keep their parking spaces? Swift stated everybody assigned a space will keep it. The lottery will involve employees parked in the south lot.

Voter Registration

Swift stated the volume of voter registrations for this year will be above last year's volume. In 2007 they registered 7,749 new residents, as of Friday, July 25th they have registered 5,065 and they are estimating 10,000 for the entire year. Voter Registration has requested a waiver of the part-time hour restriction. Altman asked if they are currently not able to keep up with the work load? Swift stated no. Dillinger motioned to allow it until the registration deadline. Altman seconded. Motion carried unanimously.

Sheriff [3:41]

ICJI Grants

Sheriff Doug Carter requested approval of the annual funding grants from the ICJI (Indiana Criminal Justice Institute) for Big City/Big County Seat Belt Enforcement Program, Aggressive Driving, DUI Task Force Indiana, and Operation Pullover. All county officers participate in these programs and they work on state and county roads. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Altman asked if these programs can be used on 146th Street? Carter stated yes, they are currently using it. Dillinger asked if radar is being used? Carter stated yes. Altman asked Carter to put together a cost of putting personnel on 146th Street. Carter stated that has been prepared. Carter stated short term they can come up with some overtime. Dillinger stated if we could have radar as steady as we can for a while, it would help. We can't redesign the road, speed enforcement is the only thing we can do. Altman motioned to support the increased enforcement, maintain the jurisdiction of 146th Street and strongly suggest County Council fund that request. Dillinger seconded. Motion carried unanimously. Carter asked if the Commissioners want the Sheriff to patrol and be responsible for 146th Street it needs to be from county line to county line for long range planning. Dillinger and Altman agreed. Carter stated Noblesville is patrolling 146th from Allisonville east to the county line. Altman stated that is the county's road, why are they assuming jurisdiction? Howard stated there is an interlocal agreement regarding maintaining the road, which is not the same as patrolling the road. Howard stated he thinks Noblesville will stand down and recommend Carter speak with Mayor Ditslear. Howard stated the statute says the municipalities are primarily responsible for law enforcement with their city limits and that road is within the city limits of Noblesville, Westfield and Carmel. Altman stated she understands they are interpreting it to the exclusion of the Sheriff's Department, which is not correct. The Sheriff has concurrent jurisdiction over the entire county. Howard stated yes, the Sheriff has concurrent jurisdiction but the Sheriff needs help from the Commissioners because it is a dispatch issue. Altman stated we need consistent enforcement on that roadway. Davis asked if there is anything the highway department can do to help? Carter stated the biggest complaint has been the lack of ability of movement after an incident occurs; there is no emergency berm so traffic will be shut down, sometimes both ways. Altman asked if our policy can be to take pictures and clear it as quickly as possible? Carter stated they do that now. Altman stated the highway department could be dispatched with signage letting traffic know there is trouble ahead. Dillinger asked Howard if any of the cities want to patrol 146th Street, they have that right? Howard stated the Sheriff can patrol anywhere in the State, every officer has statewide jurisdiction, the problem is who is the first responder to an accident. Howard stated the county put the money in the road, the county is hearing all of the complaints and the county approves the road cuts that everyone is complaining about; the Sheriff is a designated law enforcement person.

Auditor [3:52]

Liability Trust Claim

Ms. Robin Mills requested approval of a Liability Trust Claim payable to Farm Bureau in the amount of \$10,727.56. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

2009 Proposed Form 144's

Mills presented the 2009 proposed Form 144's to the Commissioners. Altman motioned to approve. Dillinger seconded. Motion carried unanimously.

Clerk's Monthly Report

Mills requested approval of the Monthly Report of the Clerk of the Circuit Court dated June 2008. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Release of Bonds/Letters of Credit – Drainage Board

Mills requested the release of Bonds and Letters of Credit for the drainage board. 1) HCDB-2004-00069 – Continental Insurance Company Subdivision Bond No. 929344416 for Intracoastal at Geist, Section 3B monuments and markers in the amount of \$624.00. 2) HCDB-2007-00027 – Huntington National Bank Irrevocable Standby Letter of Credit No. OSB.004528 for Lakeside Park, Section 5 storm drainage in the amount of \$120,820.00. 3) HCDB-2007-00028 – Huntington National Bank Irrevocable Standby Letter of Credit No. OSB.004525 – Lakeside Park Section 6 storm drainage in the amount of \$101,784.00. 4) HCDB-2007-00029 – Huntington National Bank Irrevocable Standby Letter of Credit No. OSB.004527 for Lakeside Park, Section 7 storm drainage in the amount of \$90,653.00. 5) HCDB-2007-00030 – Huntington National Bank Irrevocable Standby Letter of Credit No. OSB.004526 for Lakeside Park, Section 5, 6, and 7 monuments and markers in the amount of \$5,040.00. 6) HCDB-2007-00031 – Safeco Insurance

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Company of America Subdivision Bond No. 6479052 for Intracoastal at Geist Section 5 erosion control in the amount of \$36,925.60. 7) HCDB-2007-00032 – Safeco Insurance Company of America Subdivision No. 6479051 for Intracoastal at Geist, Section 5 storm sewers in the amount of \$172,672.76. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Payroll Claims

Mills requested approval of Payroll Claims for the period of June 30, 2008 to July 13, 2008 paid July 25, 2008. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Vendor Claims

Mills requested approval of Vendor Claims to be paid July 29, 2008. Altman motioned to table the claims from the Fall Creek Township Assessor pending resolution. Dillinger seconded. Motion carried unanimously. Altman motioned to approve the balance of the claims. Dillinger seconded. Motion carried unanimously.

Dillinger motioned to adjourn. Altman seconded. Motion carried unanimously. [3:56]

Commissioner Correspondence

Low Cost Spay Neuter Clinic Monthly Report & Request to Change Animal Control Ordinance.

Notice of Public Hearing

835 Wayne Street, Noblesville

IDEM NPDES CAFO Permit Renewal Application

Morton Farms LLC – Arcadia

IDEM Notice of Sewer Permit Application

Camden Walk, Section 2 – Carmel

Low Pressure Grinder Pump Sanitary Sewer Extension - Carmel

West Haven @ Noble West, Section 8 – Noblesville

IDEM Notice of Sanitary Sewer Construction Permit Application

Sheridan Elementary School – Sheridan

Shoppes at Providence, Phase 2 – Carmel

106th Street Lift Station – Fishers

Present

Christine Altman, Commissioner

Steven C. Dillinger, Commissioner

Robin M. Mills, Auditor

Fred Swift, Administrative Assistant to Commissioners

Kim Rauch, Administrative Assistant to Auditor

Michael Howard, Attorney

Doug Carter, Sheriff

Brad Davis, Highway Director

Joel Thurman, Highway Project Engineer

Brandy Wariner, Highway Public Service Representative

Dave Lucas, Highway Staff Engineer

Christopher Burt, Highway Engineering Technician

Tim Knapp, Highway Right-of-Way Manager

Matt Knight, Highway Bridge Program Engineer

Faraz Khan, Highway Staff Engineer

Kathy Howard, Highway Department Administrative Manager

Patti Smith, BLN

Becki Wise, USI

Floyd Burroughs, FEBA

Jon Waits, Stafford Lane

Matt Skelton, Baker & Daniels for Drees Homes

Rob Borders, Noblesville Daily Times

Al Patterson, Parks Department

Eric Batt, The Schneider Corporation

BJ Casali, ISSD

Tania Lopez, Indianapolis Star

Jason McManus, Probation Department

Judge Dan Pfleging

Thurl Cecil, Hamilton County Coroner

Mark McConaghy, CDBG Grants

Andre Miksha, FACT Grant Prosecutor

Frank LoPresti, Clutch Entertainment Group

Susan Peterson, Hamilton County 4-H Fairgrounds

Lisa Hanni, Hamilton County 4-H Fairgrounds

APPROVED
HAMILTON COUNTY BOARD OF COMMISSIONERS

ATTEST

Robin M. Mills, Hamilton County Auditor